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MAIL STOP AF - AFTER FINAL EXPEDITED PROCEDURE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Keith E. Finger et

Appl. Serial No. 09/808,657

Filed: For:

arch 15, 200

Art Unit:

Examiner: Rashmi K. Sharma

Confirmation No. 4923

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January 2, 2004 Date of Certificate

AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. §1.116

This Amendment After Final Rejection Under 37 C.F.R. §1.116 is submitted in response to the Office Letter mailed November 4, 2003 in the above-captioned Application for which the three-month shortened statutory period for response expires February 4, 2004.

This Amendment is being filed within two months of the mailing date of the Office Action being responded to, and its entry is proper.

Telephone Interview:

Examiner Sharma is thanked for extending the courtesy of a Telephone Interview on November 18, and December 8, 2003, and agreeing to prepare an Interview Summary for the record.

With regard to inconsistencies in the Office Action, Examiner Sharma confirmed that:

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PATENT APPLICATION Serial No. 09/808,657

Claims 2-8, 10, 12-21, 23-25 and 29-34 are allowed, Claims 22, 26-28 and 35-38 are finally rejected under §103(a), and Claims 39-89 are withdrawn,

all as stated in the Office Action Summary. The rejections of claims 1, 8-11, 19 and 21 under §102(b) and of claims 2, 6, 7 and 20 under §103(a) set forth in the Detailed Action are in error and are withdrawn. (Applicant previously canceled claims 1, 9 and 11).

Examiner Sharma confirmed that the drawings have been accepted.

This Amendment includes in the Remarks section the arguments presented in the Telephone Interview. The amendment to claim 22 and the proposed amendment to claim 81 herein conform to the agreement reached in the Interview. Claims 58-70 are canceled without prejudice and rejoinder and allowance of withdrawn claims 39-57 and 71-89 is solicited in accordance with the Interview.

Consideration and entry of this Amendment is proper under the Rules because it places the captioned Application in condition for allowance, and corresponds to the agreement made with the Examiner. Such consideration and entry is respectfully requested.

In the event there is any question or unresolved issue, Applicants hereby request continuation of the Telephone Interview to resolve such question or issue.